Book	Policy Manual
Section	5000 - Students
Title	Nonresident Attendance
Code	5118
Status	Active
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NONRESIDENT ATTENDANCE

It is the policy of the Colchester Board of Education that any child of school age who is a resident in the Town of Colchester, as defined by statute and in the regulations of this policy, may attend the Colchester Public Schools. By Connecticut statute, the town of Colchester is required to provide school accommodations to students who are permanent residents of Colchester. Residency must be permanent, provided without pay and not for the sole purpose of obtaining school accommodations. The burden of proof in determining student residency shall be on the party claiming residency. For the purposes of determining "permanent residency," and whether such residency is "provided without pay," a child will be considered a permanent resident under the following conditions:

1. The child resides full time with his/her parent(s)/guardian(s) who is a bona fide resident of Colchester.

2. In the case of a child whose parents are divorced or separated, the child will be entitled to school accommodations in the school district where he or she actually resides and spends the majority of his/her time irrespective of an award of legal custody to one or both parents.

3. The child is a legally emancipated minor or eighteen (18) years of age or older and is a bona fide resident of Colchester.

4. Any child placed out by the Commissioner of Children and Families or by other agencies or persons or any child in a temporary shelter as provided for under Section 10-253(a) of the General Statutes of Connecticut.

5. A child residing with relatives or non-relatives as provided for under Section 10- 253(d) of the General Statutes of Connecticut if the residency is to be permanent, provided without pay and not for the sole purpose of obtaining school accommodations.

Proof of residency, as detailed in the regulations of this policy, will be required upon initial registration for all children. The Colchester Board of Education reserves the right to ask for additional proof of residency at the time of initial registration or after the time of initial registration in the event that such residency is called into question.

A child who does not reside in the Town of Colchester may be eligible to attend the Colchester Public Schools under certain conditions as defined in the regulations of this policy and in accordance with state and federal law.

If in the opinion of the Superintendent or his/her designee or the Board of Education, a student resides in Colchester for the primary purpose of obtaining a free public education, or if the student has not established permanent residency, that student shall not be permitted to be enrolled or to continue enrollment in the Colchester Public Schools.

In the case in which a student is determined to have been ineligible for services, it is the right of the Colchester Public Schools to collect reimbursement from the parent/guardian for any assessed costs of said schooling rendered during the time of enrollment.

Legal

4-176e-through 4-185 Uniform Administrative Procedure Act

10-186 Duties of local and regional Boards of education re school attendance. Hearing Appeals to state Board. Establish of hearing Board.

10-253 School privileges for students in certain placements and temporary shelters. McKinney Vento Homeless Assistance Act, 42 USC 11431 et seq